

AFFIDAVIT OF SERVICE THROUGH THE SECRETARY OF STATE

Index # 12cv1815

Purchased/Filed: March 19, 2012

STATE OF NEW YORK

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT

Boat Owners Association of the United States

Plaintiff

against

Richard Dosin and Dosin's Towing, Inc.

Defendant

STATE OF NEW YORK
COUNTY OF ALBANY

SS.:

Diane Koehler, being duly sworn, deposes and says: deponent is over the age of eighteen (18) years; that on March 22, 2012, at 3:45 pm, at the office of the Secretary of State of the State of New York in the City of Albany, New York deponent served the annexed Order to Show Cause for Preliminary Injunction and Declaration of Adam Wheeler

on

Dosin's Towing, Inc.

, the

Defendant in this action, by delivering to and leaving with Chad Matice, AUTHORIZED AGENT in the Office of the Secretary of State, of the State of New York, personally at the Office of the Secretary of State of the State of New York, 2 true copies thereof and that at the time of making such service, deponent paid said Secretary of State a fee of 40 dollars; That said service was made pursuant to Section 306 Business Corporation Law.

Deponent further says that deponent knew the person so served as aforesaid to be the agent in the Office of the Secretary of State of the State of New York, duly authorized to accept such service on behalf of said defendant.

Description of the person served: Approx. Age: 28 Approx. Wt: 200 Approx. Ht: 6'0"Color of skin: White Hair color: Brown Sex: Male Other: _____

Sworn to before me on this

23rd day of March, 2012

DONNA M. TIDINGS

NOTARY PUBLIC, State of New York
No. 01TI4899570, Qualified in Albany County
Commission Expires June 15, 2015

Diane Koehler

Attny's File No.

Invoice/Work Order # SP1203586

112/P53-87

STATE OF NEW YORK
COURT: UNITED STATES DISTRICT COURT SOUTHERN DISTRICT

INDEX NO: 12CV1815
Date Filed:

Plaintiff(s)/Petitioner(s) BOAT OWNERS ASSOCIATION OF THE UNITED STATES

Defendant(s)/Respondent(s) RICHARD DOSIN, ET AL

Vs.

STATE OF NEW YORK
COUNTY OF: WESTCHESTER

SS.

The undersigned deponent, being duly sworn deposes and say that said deponent is not a party to this action, is over 18 years of age and resides in the State of NEW YORK Deponent served the within process as follows:
Process Served:

ORDER TO SHOW CAUSE FOR PRELIMINARY INJUNCTION, DECLARATION OF ADAM WHEELER

Party Served:

RICHARD DOSIN

At Location:

12 SOUTHSIDE AVENUE

HASTINGS ON HUDSON, NY 10706

Date of Service March 23, 2012 Time of service 11:15am

☒ Check boxes that apply to this service:

- ☐ #1, INDIVIDUAL By delivering a true copy of each to said recipient personally; deponent knew the person served to be the person described as said person therein.
- ☐ #2, CORPORATION By delivering to and leaving with _____ and that deponent knew the person so served to be the _____ of the corporation and authorized to accept service.
- ☐ #3, SUITABLE AGE PERSON By delivering to and leaving with _____ a person of suitable age and discretion. Said premises is recipient's ☐ actual place of business ☐ dwelling house (usual place of abode) within the state.
- ☒ #4, AFFIXING TO DOOR By affixing a true copy of each to the door of said premises, which is recipient's ☒ actual place of business ☐ dwelling house (usual place of abode) within the state.
- ☒ #5, MAILING COPY On March 23, 2012, deponent completed service under the last two sections by depositing a copy of the above to the above address in a First Class postpaid properly addressed envelope marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York.
Deponent was unable, with due diligence to find recipient or a person of suitable age and discretion, having called thereat
on the 22 day of March, 2012 at 8:00am
on the 22 day of March, 2012 at 2:45pm
on the 23 day of March, 2012 at 11:15am
on the _____ day of _____ at _____
- ☐ #6, NON-SERVICE After due search, careful inquiry and diligent attempts, I have been unable to effect process upon the person/entity being served because of the following: ☐ Unknown Address ☐ Evading
☐ Moved left no forwarding ☐ Address does not exist
☐ Other _____
- ☐ #7, DESCRIPTION A description of the Defendant, or other person served, or spoken to on behalf of the Defendant is as follows:
Sex: _____ Color of Skin: _____ Color of Hair: _____ Age: _____ Height: _____
Weight: _____ Other Features: _____
- ☐ #8, WITNESS FEES \$ _____ the authorizing traveling expenses and one day's witness fee was paid (tendered) to the recipient.
- ☐ #9, MILITARY SERVICE Deponent asked person spoken to whether the recipient was presently in military service of the United States Government or on active duty in the military service in the State of New York and was informed _____ was not.

Sworn to before me on March 23, 2012

Joseph Vallone

GAIL WILLIAMS
Notary Public, State of New York
No. 4665052
Qualified in Westchester County
Commission Expires September 30, 2014

112/PS 3-79

STATE OF NEW YORK
COURT: UNITED STATES DISTRICT COURT SOUTHERN DISTRICT

INDEX NO: 12CV1815
Date Filed:

Plaintiff(s)/Petitioner(s) BOAT OWNERS ASSOCIATION OF THE UNITED STATES

Defendant(s)/Respondent(s) RICHARD DOSIN, ET AL

Vs.

STATE OF NEW YORK
COUNTY OF: WESTCHESTER

SS.

The undersigned deponent, being duly sworn deposes and say that said deponent is not a party to this action, is over 18 years of age and resides in the State of NEW YORK Deponent served the within process as follows:

Process Served: ORDER TO SHOW CAUSE FOR PRELIMINARY INJUNCTION, DECLARATION OF ADAM WHEELER, Complaint for Injunctive Relief

Party Served: DOSIN'S TOWING, INC.

At Location: 12 SOUTHSIDE AVENUE

HASTINGS ON HUDSON, NY 10706

Date of Service _____ Time of service _____

☒ C check boxes that apply to this service:

- ☐ #1, INDIVIDUAL By delivering a true copy of each to said recipient personally; deponent knew the person served to be the person described as said person therein.
- ☐ #2, CORPORATION By delivering to and leaving with _____ and that deponent knew the person so served to be the _____ of the corporation and authorized to accept service.
- ☐ #3, SUITABLE AGE PERSON By delivering to and leaving with _____ a person of suitable age and discretion. Said premises is recipient's [] actual place of business [] dwelling house (usual place of abode) within the state.
- ☐ #4, AFFIXING TO DOOR By affixing a true copy of each to the door of said premises, which is recipient's [] actual place of business [] dwelling house (usual place of abode) within the state.
- ☐ #5, MAILING COPY On _____, deponent completed service under the last two sections by depositing a copy of the _____ to the above address in a First Class postpaid properly addressed envelope marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of _____. Deponent was unable, with due diligence to find recipient or a person of suitable age and discretion, having called thereat on the _____ day of _____ at _____ on the _____ day of _____ at _____ on the _____ day of _____ at _____ on the _____ day of _____ at _____.

- ☒ #6, NON-SERVICE After due search, careful inquiry and diligent attempts, I have been unable to effect process upon the person/entity being served because of the following: [] Unknown Address [] Evading [] Moved left no forwarding [] Address does not exist [] Other Attempted 3/22/12 8:00am; 3/22/12 2:45pm; 3/23/12 11:15am Office never open. Called the phone # listed and was told he did not know when the office would be open

- ☐ #7, DESCRIPTION A description of the Defendant, or other person served, or spoken to on behalf of the Defendant is as follows:
Sex: _____ Color of Skin: _____ Color of Hair: _____ Age: _____ Height: _____
Weight: _____ Other Features: _____

- ☐ #8, WITNESS FEES \$ _____ the authorizing traveling expenses and one day's witness fee was paid (tendered) to the recipient.

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GAIL WILLIAMS
Notary Public, State of New York
No. 4665052
Qualified in Westchester County
Commission Expires September 30, 2014

Joseph Vallone

112/PS 3-78





TOWING

24 HR. **478-3524** SERV.

**PURSUANT TO
OF THE
AN INSURANCE
REQUIRE THAT
A MOTOR VEHICLE
PLACE OR RE
YOU HAVE A
AUTOMOBILE
OF YOUR CH**